



Atty. Dkt. No. 043844-0110

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Peter Depew Fiset  
Title: PHOTOTHERAPY SYSTEMS AND METHODS  
Appl. No.: 10/591,960  
International Filing Date: 3/9/2005  
371(c) Date: 06/25/20  
Examiner: Ahmed M. Farah  
Art Unit: 3769  
Confirmation No. 6853

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Madam/Sir:

The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated March 9, 2010, finally rejecting Claims 68-72, 74 and 77.

- ☒ [ X ] The Applicant claims small entity status.  
☒ [ X ] The Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:  
☒ [ X ] Notice of Appeal Fee

☒ [ X ] To be paid as detailed below

☐ [ ] Not required (Fee paid in prior appeal)

09/09/2010 NGUYEN1 00000057 10591960

01 FC:2401  
02 FC:2253

270.00 OP  
555.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>		Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:		\$1,110.00
<input type="checkbox"/>	Extension:		\$0.00
	FEE TOTAL:		\$1,650.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$825.00
	TOTAL FEE:		\$825.00

A credit card payment form in the amount of \$825.00 is enclosed.

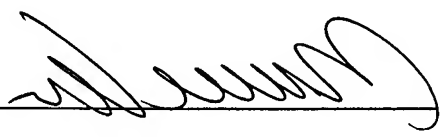

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Sept. 8, 2010

FOLEY & LARDNER LLP  
 Customer Number: 22428  
 Telephone: (202) 672-5569  
 Facsimile: (202) 672-5399

By  (20571)  
 Stephen B. Maebius  
 Attorney for the Applicant  
 Registration No. 35,264